

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(b)

Docket Number (Optional)
0003.0038

In re Application of: Wolfgang HEIMBERG et al.

Application Number: 10/089,136

Filed: December 23, 2002

For: DEVICE FOR THE CARRYING OUT OF CHEMICAL OR BIOLOGICAL REACTIONS

Art Unit: 1743

Examiner: Natalie A. LEVKOVICH

This is a request for an extension of time of 5 (months) under 37 CFR 1.136(b) in this pending application. An extension of time is not available in this application under the provisions of 37 CFR 1.136(a); however, additional time to respond may still be granted under the patent statute. The petition fee under 37 CFR 1.17(g) is required. The reasons for requesting the extension of time are the following:

Subsequent to passage of the first non-extended time period for requesting an Oral Hearing, the importance of the present application significantly increased due to marketing of a product related to the application. Certain aspects of the invention have gained such significance that every effort to convey patentability of the invention must now be made, including the presentation of oral arguments before the Board of Appeals. It will be noted that there are differences between the Examiner's Final rejection and the Examiner's Answer. Accordingly, it is now the Applicants position that an Oral Hearing should be conducted in order to emphasize the arguments presented in the Appeal Brief and Reply Brief, and further in view of the belief that the Board can benefit from counsel being available to answer any questions. Thus, upon further consideration and due to a significant change in circumstances of the present application which were not previously known or possible to know, the undersigned believes that the opportunity to present arguments will be of invaluable significance in the present application.



Signature

Barbara A. Fisher

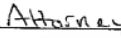
7-18-07

Date

Typed or printed name

31,906

Registration Number



Title

703.917.0000 X121

Telephone Number

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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